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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

FRANK INCAVIGLIA and KATHLEEN  
INCAVIGLIA,

Plaintiffs,

vs.

FMR INVESTMENTS D/B/A RAPID CASH;  
and WELLS FARGO BANK, N.A.,

Defendants.

Case No. 2:18-cv-00669-JCM-NJK

**STIPULATION AND ORDER TO  
EXTEND TIME TO RESPOND TO  
COMPLAINT**

**(Second Request)**

Pursuant to LR IA 6-1 and LR 7-1, Defendant Wells Fargo Bank, N.A. (“Wells Fargo”), together with Plaintiffs, Frank Incaviglia and Kathleen Incaviglia (the “Plaintiffs” and together with Wells Fargo, the “Parties”), by and through their attorneys of record, hereby stipulate to extend the deadline for Wells Fargo to respond to the Complaint (ECF No. 1) from May 30, 2018, to June 21, 2018.

Plaintiffs filed their Complaint on April 13, 2018, and served Wells Fargo’s resident agent on or about April 16, 2018. Thereafter, the Parties engaged in settlement discussions and stipulated to extend the time for Wells Fargo to respond to the Complaint until May 30, 2018. The Court granted the stipulation on May 3, 2018 (ECF No. 8).

Settlement discussions are ongoing, and the Parties are hopeful that a resolution will be

reached without expending additional resources on litigation that could be used for settlement purposes. This is the Parties' second request to extend the time to respond to the Complaint. Good cause exists to extend the time to respond to the Complaint because the Parties have exchanged several settlement offers and counter offers, and are continuing to negotiate in good faith. Additionally, the Parties are continuing their investigation of the allegations in the Complaint in order to narrow the subject matter of the litigation. This stipulation is made in good faith for the benefit of the Parties, and not for any deleterious purpose or to delay these proceedings.

Dated: May 31, 2018

Dated: May 25, 2018

HAINES & KRIEGER, LLC

SNELL & WILMER L.L.P.

By: /s/ Rachel B. Saturn

By: /s/ Wayne Klomp

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Kathleen Incaviglia*

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N.A.*

IT IS SO ORDERED.

  
UNITED STATES MAGISTRATE JUDGE

DATED: June 1, 2018